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Message Text

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12/44
ACTION NEA-12

INFO OCT-01 ISO-00 DODE-00 SSO-00 NSCE-00 USIE-00 INRE-00

DEAE-00 CIAE-00 INR-10 IO-13 JUSE-00 NSAE-00 RSC-01

SNM-02 SY-10 TRSE-00 NSC-10 SCI-06 OMB-01 L-03 SS-15

IGA-02 AID-20 DRC-01 HEW-08 /115 W
---------- 067519
O 111646Z SEP 73 ZDK
FM AMEMBASSY ISLAMABAD
TO SECSTATE WASHDC NIACT IMMEDIATE 984

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C O R R E C T E D C O P Y (TEXT)

E.O. 11652: N/A
TAGS:
SUBJ: NARCOTICS PROP

REF: (A) STATE 174608 (B) LAHORE 933
(C) STATE 177678

1. MISSION APPRECIATES INTERAGENCY GUIDANCE.

2. DURING MEETING WITH WHEELER, LANGMAID, AD/PS AND AID ASSISTANT PROGRAM OFFICER ON TUESDAY SEPTEMBER 11, PNCB CHAIRMAN ORAKZAI RESPONDED TO QUESTIONS AS PUT FORTH IN REFTEL C. FOLLOWING IS GENERAL TEXT OF ANSWERS:

(A). STATUS OF LEGAL STATUTES

EXAMINATION AND REVISIONS OF LEGAL STATUTES ARE ON-GOING WITH PARTICIPATION OF MINISTRY OF LAW AND JUSTICE OFFICIALS. LEGISLATION IS BEING DRAFTED RE: NATIONWIDE CHANGES IN NARCOTICS LAWS WITH ENFORCEMENT SANCTIONS INVESTED IN PNCB. LEGISLATION EXPECTED TO BE PROMULGATED AS ORDINANCE AFTER PRIME MINISTER'S RETURN FROM
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U.S. WITH RATIFICATION BY ASSEMBLY (NOT NECESSARY TO BEGIN

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OPERATING UNDER IT) AT A LATER DATE.
ON JULY 13 SUB-COMMITTEE FOR THIS PURPOSE WAS ESTABLISHED AND PNCB REPORTS SENIOR OFFICER WELL VERSED IN LEGAL STATUTES WAS ASSIGNED TO AMEND AND REVISE EXISTING LAWS AND TO DRAFT SUCH NEW LANGUAGE AS IS NECESSARY AND DESIRABLE. PRESENT THINKING IS THAT EXISTING LAWS WILL BE UPGRADED TO PROVIDE STRONGEST PUNATIVE MEASURES AND OFFENCES WILL BE NON-BAILABLE.
SIND PROVINCE HAS PUT BEFORE LEGISLATURE DRUG STATUTES TO INCREASE PENALTIES FOR TRAFFICKING FROM SIX MONTHS TO FIVE YEARS WITH FINES UP TO RS. 10,000.
DRAFT LEGISLATION ALSO CALLS FOR SPECIAL MAGISTRATE TO HANDLE DRUG CASES. NWFP IS ALSO IN PROCESS REVISING PENALTIES AND LAWS ALONG SAME LINES AS SIND. AT PRESENT WE HAVE NO INDICATION THAT PUNJAB OR BALUCHISTAN HAVE BEGUN TO REVISE NARCOTICS LAWS, HOWEVER, PNCB FEELS THAT WITH APPOINTMENT OF NCB CHIEFS IN BOTH PROVINCES DRAFT LEGISLATION WILL RAPIDLY FOLLOW.
WHILE THE CREATION OF 25 FIU'S IS NOT YET A FACT,HEXCEPT ON PAPER, ORAKZAI INFORMS US THAT ALL ENFORCEMENT AGENCIES, IN RESPONSE TO HIS DIRECTIVE HAVE NOMINATED SUITABLE CANDIDATES FOR SECUNDING TO PNCB AND AT PRESENT, ONLY CONSTRAINTS ARE GUDGET. AND SUPPLY OF U.S. FINANCED EQUIPMENT. IN RECENT CONVERSATIONS WITH CHARGE', PRIMIN EMPHASIZED THAT ADEQUATE FUNDING FOR SUPPORT
OF NARCOTICS PROGRAM WOULD BE AVAILABLE. ALTHOUGH IT IS NOT CLEAR WHETHER HE INCLUDED IN THIS ASSURANCE THE RUPEE COSTS OF THE FIUS. ORAKZAI HAS STATED THAT IF FUNDS AVAILABLE FIU PERSONNEL COULD BE PLACED IN FIELD WITHIN ONE MONTH. OF COURSE QUESTION OF ASSURANCES ON RUPEE FINANCING WOULD BE PRINCIPAL ITEM OF NEGOTIATION BEFORE SIGNING OF PROJECT AGREEMENT.

(B) AGREE INTERAGENCY SUGGESTION REDRAFT GOAL STATEMENT AND STATEMENT OF PURPOSE AS FOLLOWS:
(1) GOAL STATEMENT: TO ASSIST THE GOVERNMENT OF PAKISTAN AND DEVELOP AN EFFECTIVE NARCOTICS LAW ENFORCEMENT MECHANISM BY ESTABLISHING 25 FIELD INVESTIGATIVE UNITS (FIU'S) THROUGHOUT THE FOUR PROVINCES OF PAKISTAN.
(2) PURPOSE STATEMENT: THE PURPOSE OF THE PROJECT IS TO SUPPORT, THROUGH THE PROVISION OF NECESSARY EQUIPMENT, THE DEVELOPMENT BY THE GOP OF AN EFFECTIVE MECHANISM FOR INTERDICTING THE FLOW OF ILLICIT NARCOTICS DRUGS WITHIN PAKISTAN AND
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ACROSS ITS BORDERS.

(C) ORIGIN OF SCHEDULE FOR COMPLETE ERATICATION OF POPPY CULTIVATION REFERRED TO ON PAGE 8 REPORTED BY CABLE ISLAMABAD 4788 IN WHICH QAMARUL ISLAM STATE 2 YEAR PHASE OUT AND ORAKZAI STRESSED 3 YEAR PROGRAM. CONVERSATION WITH ORAKZAI INDICATES HE STILL STANDS BY 3 YEARS TIME FRAME WHICH ALSO REFERRED TO IN PNCB DOCUMENTS POUCHED TO DEPT. SEPT. 7.

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IN SMITH MEMCON (COPY TO NEA/RA AND S/NM) OF MAY 24,
THREE YEAR TIME TABLEE FOR PHASING OUT POPPIES IN SETTLED
AREAS AGAIN DISCUSSED.
MISSION THEREFORE FEELS 4 YEAR TIME PHASE IS REALISTIC AND FOR
PURPOSES OF NEGOTIATION SHOULD BE INCLUDED IN PROP. HOWEVER,
WE LEAVE THIS TO YOUR JUDGMENT.

(D) MISSION UNDERSTANDING IS THAT FIU'S WILL BE UNDER CHARGE
OF PARENT AGENCY.HIE UNITS DRAWN FROM POLICE WILL BE UNDER DIG.
UNITS DRAWN FROM COAST GUARD CUSTOM, EXCISE AND TAXATION WILL
BE UNDER THEIR PROVINCIAL PARENT AGENCIES WHO WILL IN TURN REPORT
TO THE PROVINCIAL DIRECTOR OF PNCB. ORAKZAI STATED IN CONVERSATION
WITH WHEELER AND LANGMAID TWO REASONS FOR THIS:

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ACTION NEA-12

INFO OCT-01 ISO-00 NEAE-00 SSO-00 NSCE-00 USIE-00 INRE-00

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(A) BUDGETARY AND ENFORCEMENT MEASURES WERE IN HANDS
OF PROVINCIAL AGENCIES AT PRESENT AND NEED TO GET "CRACKING" ON
NARCOTICS ENFORCEMENT PRECLUDED LENGTHY PROCEDURE OF ESTABLISHING
SEPARATE ORGANIZATION AT PRESENT TIME.
(B) ENFORCEMENT OF NARCOTICS LAWS WAS EVERYBODY'S
RESPONSIBILITY AND THEREFORE EVERYBODY SHOULD BE INVOLVED IN THEIR
IMPLEMENTATION. HOWEVER, ORAKZAI FELT IF FEDERAL GOVERNMENT ENDS
UP PAYING ALL COSTS OF FIU OPERATIONS, THE FIUS SHOULD COME
DIRECTLY UNDER PNCB. HE SAID THAT THE AVAILABILITY OF THESE RUPEE
FUNDS IS DEPENDENT ON THE OUTCOME OF THE PRIME MINISTER'S VISIT

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TO WASHINGTON. (PRIME MINISTER HAD TOLD CHARGE' RUPEE FUNDS
WOULD BE MADE AVAILABLE BY GOP).

(E) PNCB IS AT PRESENT PROVIDING INTELLIGENCE INFORMATION TO
EXISTING ENFORCEMENT AGENCIES IN ORDER TO ASSIST THEM IN MAIN-
TAINING SURVEILLANCE ON KNOWN TRAFFICKERS. ASSISTANCE
ALSO HAS BEEN GIVEN
IN FORM OF REWARDS FOR INFORMANTS AND ORAKZAI STATED HE HAD, SINCE
THE PNCB CREATION, EXPENDED APPROXIMATELY RS. 35,000 FOR THIS
PURPOSE. ORAKZAI ALSO SAID THAT AS SOON AS FUNDS FROM GOP WERE
APPROVED FOR DUNDING FIU'S HE WOULD DEPLOY FIU'S IMMEDIATELY AND
EVEN THOUGH EQUIPMENT WAS YET TO ARRIVE WOULD INSTRUCT PERSONNEL
TO PURSUE THEIR DITIES FORCEFULLY. IN MEANTIME INTELLIGENCE PROCE-
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DURES AND COOPERATION WITH EXISTING ENFORCEMENT AGENCIES WILL
CONTINUE.

(F) RE: ASSISNMENT OF PERSONNEL TO FIU'S MISSION UNCLEAR
AS TO INTERAGENCY SUGGESTION. ANNEX B PAGE 2 GIVES DESCRIPTION OF
PERSONNEL ASSIGNED TO STANDARD FIU.
TARGET DATES FOR FIU INITIAL DEPLOYMENT DEPEND ON BUDGET
ALLOCATION FOR STAFF WITH FULL UTILIZATION DEPENDING ALSO ON
ARRIVAL OF
EQUIPMENT FROM U.S. ORAKZAI STRESSED THAT AS FUNDS ARE RELEASED
FIU'S WOULD BE DESIGNATED AND STAFFED.
RE: TRAINING PNCB HAS REQUESTED FUNDS FOR TRAINING OF
EACH UNUT. HOWEVER INFO CONCERNING TRAINING UNDERTAKEN BY
U.S. CUSTOMS SERVICE AND U.N. UNKNOWN TO MISSION AND WE UNABLE
TO PROJECT TIME TABLE. FOR TRAINING TO BE UNDERTAKEN BY PNCB SEE
ANNEX B PAGE 3. MISSION CONCERNED ABOUT CHICKEN AND EGG RELATION-
SHIP BETWEEN TIMING OF PROCUREMENT AND ACTIVATION OF UNITS. WE
FEEL THE 25 UNITS WILL BE IN PLACE BY TIME EQUIPMENT ARRIVES.
MISSION DOES NOT FEEL PROCUREMENT AND OR DELIVERY OF
EQUIPMENT SHOULD BE SPLIT INTO TRANCHES TO HOLD OVER HEADS OF PAKS
IN ORDER TO ENCOURAGE PERFORMANCE. ADEQUATE PHYSICAL FACILITIES
FOR FIU'S ARE LOCATED WITHIN EXISTING ENFORCEMENT AGENCY'S HEAD-
QUARTERS AT PROVINCIAL DISTRICT AND THANA LEVELS.

(G) WE WELL AWARE OF GENERAL INDIFFERENCE OF MIDDLE GRADE
AND PROVINCIAL GOP OFFICIALS CONCERNING NARCOTICS AND WE NOT AT
ALL SURPRISED OF HINTS OF CORRUPTION AMONG EXCISE AND TAXATION
AND POLICE.HHOWEVER, WE WOULD HOPE THAT CREATION OF STRONG
PNCB WOULD REDUCE LEVEL OF CORRUPTION WHICH IS ENDEMIC IN
PAKISTAN.
IN GENERAL MISSION FEELS THAT PNCB UNDER CHAIRMANSHIP
OF ORAKZAI HAS MADE SUBSTANTIAL PROGRESS IN FACE OF MANY ORGANI-
ZATIONAL, BUDGETARY, AND POLITICAL OBSTACLES. WE ALSO FEEL THAT
ORAKZAI CORRECTLY HAS CONCENTRATED ON NWFP AND SIND WHERE HE
WELL KNOWN BECAUSE OF FAMILY TIES AND PREVIOUS ENFORCEMENT

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ASSIGNMENTS. MISSION ALSO WELL AWARE OF DIFFICULT JOB ORAKZAI FACES DUE TO HIS COMMITMENT TO CRACK DOWN ON NARCOTICS AND IN PURSUANCE OF HIS DITUES THE THREAT HE POSES TO MANY PEOPLE WHOSE FINANCIAL OXES MAY BE GORED. WE EXPECT THAT THE INDIFFERENCE REPORTED REFTEL B MAY TURN TO HOSTILITY AS TIME PASSES AND PNCB IS MORE EFFECTIVE.
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3. RE: FLOODS AND BUDGETARY PROBLEMS OF PNCB AND OUR ANALYSIS SEE ISLAMABAD 7380.

4. MISSION PREPARING PERT CHART AS SUGGESTED REF A. HOWEVER, PIP WAS ATTACHED TO PROP SHOWING IMPLEMENTATION SCHEDULE FOR ENFORCEMENT SECTOR. LANGMAID CARRYING ADDITIONAL COPY.

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: LAW, DRUG CONTROL, FOREIGN ASSISTANCE APPROPRIATIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 11 SEP 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: collinp0
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973ISLAMA07662
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: ISLAMABAD
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19730943/aaaabfqo.tel
Line Count: 245
Locator: TEXT ON-LINE
Office: ACTION NEA
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 5
Previous Channel Indicators:
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: (A) STATE 174608 (B) LAHORE 933
Review Action: RELEASED, APPROVED
Review Authority: collinp0
Review Comment: n/a
Review Content Flags:
Review Date: 04 JAN 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <04-Jan-2002 by boyleja>; APPROVED <27 FEB 2002 by collinp0>
Review Markings:

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Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: NARCOTICS PROP
TAGS: SNAR, PK, US
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

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